

UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

	FILING DATE	FIRST NAMED INVENTOR		DRNEY DOCKET NO.
APPLICATION NO.		est wild!	1-11-2	'()
		_	EXAMINER	
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TO BENEFIT BUTTON THE			ART UNIT	PAPER NUMBER
A MARCHANT AVERS THE FIGURE			1.025	24
			DATE MAILED: (17 Jay / 1/1)	

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Applicantis POE Alai 37une 19, 2001 is improper. Suspension mailed to applicant August 6, 2001 is not Valid. SEE ATTACHED.



Commissioner for Patents United States Patent and Trademark Office

Washington, D.C. 20231 www uspto gov

FILING DATE APPLICATION NUMBER

FIRST NAMED APPLICANT

ATTY DOCKET NO /TITLE

DATE MAILED:

NOTICE OF IMPROPER REQUEST FOR CONTINUED EXAMINATION (RCE)

The		quest for continued examination (RCE) under 37 CFR 1.114 filed on <u>JUNE 19 2001</u> is per for reason(s) indicated below.
		Continued examination under 37 CFR 1.114 does not apply to an application for a design patent Applicant may wish to consider filing a continuing application under 37 CFR 1 53(b) or a CPA under 37 CFR 1.53(d)
		Continued examination under 37 CFR 1.114 does not apply to an application that was filed before June 8, 1995 Applicant may wish to consider filing a continuing application under 37 CFR 1.53(b) or a CPA under 37 CFR 1.53(d).
		Continued examination under 37 CFR 1.114 does not apply to an application unless prosecution in the application is closed. If the RCE was accompanied by a reply to a non-final Office action, the reply will be entered and considered under 37 CFR 1.111. If the RCE was <u>not</u> accompanied by a reply, the time period set forth in the last Office action continues to run from the mailing date of that action.
		The request was not filed before payment of the issue fee, and no petition under 37 CFR 1.313 was granted. If this application has not yet issued as a patent, applicant may wish to consider filing either a petition under 37 CFR 1.313 to withdraw this application from issue, or a continuing application under 37 CFR 1.53(b).
		The request was not filed before abandonment of the application. The application was abandoned, or proceedings terminated on Applicant may wish to consider filing a petition under 37 CFR 1.137 to revive this abandoned application.
		5. The request was not accompanied by the fee set forth in 37 CFR 1.17(e) as required by 37 CFR 1.114. Since the application is not under appeal, the time period set forth in the final Office action or notice of allowance continues to run from the mailing date of that action or notice.
		7. The request was not accompanied by a submission as required by 37 CFR 1.114. Since the application is not under appeal, the time period set forth in the final Office action or notice of allowance continues to run from the mailing date of that action or notice.
t	he	re: If a request for a continued prosecution application (CPA) under 37 CFR 1.53(d) has been filed in utility or plant application (including a previously filed CPA) that was filed on or after May 29, 2000, the uest for a CPA has been treated as a RCE because the CPA practice no longer applies to such dication. The constructive RCE, however, is improper for reason(s) indicated above.

A copy of this notice MUST be returned with any reply.

Direct the reply and any questions about this notice to Katrina Turner Examining Group 1600

(703) 305 - 3413 FORM PTO-2051 (Rev 3/2001)